

**BOARD OF COUNTY COMMISSIONERS  
AGENDA ITEM SUMMARY**

Meeting Date: December 21, 2005 - MAR Division: County Attorney

Bulk Item: Yes X No      Department: County Attorney

Staff Contact Person: Bob Shillinger

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**AGENDA ITEM WORDING:**

Approval of payment to *Lomurro, Davison, Eastman & Munoz, P.A.* for professional legal services rendered by *Robert S. Bonney, Jr., Esq.* to James Roberts, former County Administrator, in *United States of America v. James Hendrick* retroactive to September 1, 2005.

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**ITEM BACKGROUND:**

Mr. Roberts is no longer employed by Monroe County; however, his participation in *United States of America v. James Hendrick* is critical to the best interests of Monroe County. Therefore, *Robert S. Bonney, Jr.* was retained to provide professional legal services to James Roberts to effectively represent Mr. Roberts on behalf of Monroe County in this cause.

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**PREVIOUS RELEVANT BOCC ACTION:**

N/A

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**CONTRACT/AGREEMENT CHANGES:**

N/A

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**STAFF RECOMMENDATIONS:**

Approval.

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**TOTAL COST:** \$2,346.00

**BUDGETED:** Yes      No     

**COST TO COUNTY:** \$2,346.00

**SOURCE OF FUNDS:**                     

**REVENUE PRODUCING:** Yes      No     

**AMOUNT PER MONTH**      **Year**     

**APPROVED BY:** County Atty X OMB/Purchasing      Risk Management     

**DIVISION DIRECTOR APPROVAL:**

 12/12/05

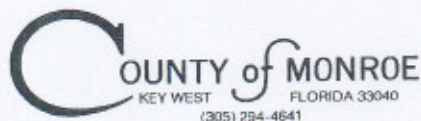
**JOHN R. COLLINS, COUNTY ATTORNEY**

**DOCUMENTATION:** Included X Not Required     

**DISPOSITION:**                                     

**AGENDA ITEM #**





**John R. Collins, County Attorney**  
Suzanne A. Hutton, Assistant County Attorney \*\*  
Robert B. Shillinger, Assistant County Attorney \*\*  
Pedro J. Mercado, Assistant County Attorney  
Susan M. Grimsley, Assistant County Attorney  
Natileene W. Cassel, Assistant County Attorney

\*\* Board Certified in City, County & Local Govt. Law

**BOARD OF COUNTY COMMISSIONERS**

Mayor Dixie M. Spehar, District 1  
Mayor Pro Tem Charles "Sonny" McCoy, District 3  
George Neugent, District 2  
David P. Rice, District 4  
Murray E. Nelson, District 5

**Office of the County Attorney**

PO Box 1026  
Key West, FL 33041-1026  
305/292-3470 - Phone  
305/292-3516 - Fax

November 8, 2005

Robert S. Bonney, Jr., Esq.  
Lomurro, Davison, Eastman & Munoz, P.A.  
Monmouth Executive Center  
100 Willowbrook Road  
Building 1  
Freehold, NJ 07728

Re: James Roberts – United States of America v. James Hendrick

Dear Mr. Bonney:

This will confirm receipt of your communication of October 28, 2005 regarding the above matter. This will further confirm that the legal fees & costs incurred by James Roberts concerning this matter will be paid by Monroe County.

The invoices should be addressed to Monroe County Attorney at P.O. Box 1026, Key West, FL 33041. Before invoicing in this matter, please have your billing department contact our Office Manager, Sheila Sutton, at 1-305-292-3478 to go over the requirements for cost documentation because the Clerk of Court has strict requirements before he will authorize reimbursement.

Thank you for your kind attention to this matter.

Sincerely,

John R. Collins  
County Attorney

JRC/ss

12/12/05  
ss



**LOMURRO, DAVISON, EASTMAN & MUÑOZ, P.A.**

ATTORNEYS AT LAW  
MONMOUTH EXECUTIVE CENTER  
100 WILLOWBROOK ROAD  
BUILDING 1  
FREEHOLD, NEW JERSEY 07728

(732) 462-7170  
TELEFAX (732) 462-8955

E-Mail Address:  
RBONNEY@LOMURROLAW.COM

Website:  
WWW.LOMURROLAW.COM

DONALD M. LOMURRO \*  
DUANE O. DAVISON  
EDWARD C. EASTMAN, JR. \*\*  
ROBERT F. MUÑOZ  
ROBERT L. HEUGLE, JR. \*\*  
VERONICA M. DAVIS \*\*  
JULES S. LITTMAN  
JAMES M. McGOVERN, JR.  
PETER H. LEDERMAN  
BETTINA E. MUNSON \*\*  
JAMES A. PAONE, II  
THOMAS M. COMER \*  
ROBERT S. BONNEY, JR. °

CERTIFIED BY THE SUPREME COURT OF N.J. AS A:  
\* CIVIL TRIAL ATTORNEY  
° CRIMINAL TRIAL ATTORNEY  
° MATRIMONIAL LAW ATTORNEY

COUNSEL  
GARY P. McLEAN  
MICHAEL J. FASANO  
SIMON L. KAUFMAN  
ALTON D. KENNEY  
PETER V. KOENIG  
H. FRANK CARPENTIER

HEIDI K. HOFFMAN  
TRACY A. ARMSTRONG  
LOREN ROSENBERG LIGHTMAN

CARRIE A. LUMI  
JAIME R. ACKERMAN  
JONATHAN H. LOMURRO  
ALLISON C. WILLIAMS

OF COUNSEL  
JOSEPH M. CLAYTON, JR.  
HON. MILTON H. GELZER [Ret.]  
STEPHEN C. CARTON  
MICHAEL D. SCHOTTLAND

October 28, 2005

RECEIVED

OCT 31 2005

MONROE COUNTY ATTORNEY

Richard Collins, Esq.  
Monroe County Attorney  
P.O. Box 1026  
Key West, FL 33041-1026

**Re: James Roberts**

Dear Mr. Collins:

This firm represents James Roberts who is being subpoenaed to testify in the matter of United States of America v. James Hendrick, a criminal matter currently pending in the United States District Court for the Southern District of Florida. The subject matter about which he is being required to testify concerns his activities while serving as Monroe County Administrator. In view of this fact, I am writing to advise that Mr. Roberts is requesting and would like confirmation that the legal fees he is incurring in connection with this matter will be paid for by Monroe County.

As with our previous statements for services rendered, I am enclosing our most recent statement for services rendered between September 29 and October 13, 2005.

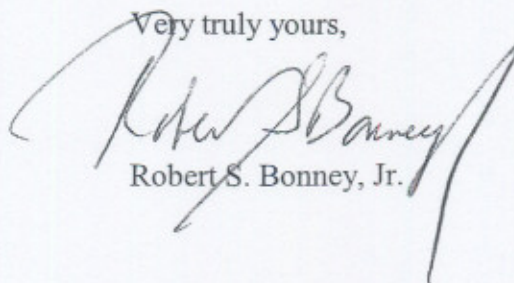
Kindly confirm that Monroe County will pay Jim Roberts' legal fees and expenses and advise where future statements for services rendered should be sent.

\* The Certified designation by the New Jersey Supreme Court is limited to attorneys who have demonstrated 1) substantial involvement in trial matters in Superior Court, 2) an unblemished reputation as attested to by judges and attorneys, and 3) substantial knowledge and continuing legal education shown by passing a special written examination on trial practice. Mr. Lomurro, Mr. Eastman, and Mr. Heugle are Certified Civil Trial Attorneys. Mr. Lomurro and Mr. Bonney are Certified Criminal Trial Attorneys. Ms. Davis and Ms. Munson are Certified Matrimonial Law Attorneys.

Richard Collins, Esq.  
Monroe County Attorney  
October 28, 2005  
Page 2

Thanking you for your anticipated cooperation in this matter, I remain,

Very truly yours,

A handwritten signature in dark ink, appearing to read "Robert S. Bonney, Jr.", with a large, sweeping flourish extending from the end of the signature.

Robert S. Bonney, Jr.

RSB:cas  
Enclosure  
cc: James Roberts



Lomurro, Davison, Eastman & Muñoz, P.A.  
Monmouth Executive Center  
100 Willowbrook Rd.  
Building 1  
Freehold, New Jersey 07728

October 25, 2005

Bill Number 61188

File Number ROBJAM-RB027

Monroe County  
1100 Simonton Street  
Key West, FL 33040

### FOR PROFESSIONAL SERVICES

Through October 15, 2005

Re: Roberts, James  
Grand Jury

### LEGAL SERVICES

09/29/05	RSB	Telephone conference with Brenda Morris - USDoJ attorney; call to Jim Roberts.	0.40 Hrs	<del>\$140.00</del>
09/30/05	RSB	Extensive telephone conference with client re: trial testimony and preparation.	0.60 Hrs	\$210.00
10/04/05	RSB	Calls to client.	0.10 Hrs	No charge
10/10/05	RSB	Call to client.	0.10 Hrs	No charge
10/11/05	RSB	Telephone conference with client re: meeting	0.10 Hrs	\$35.00
10/12/05	RSB	Begin review of file and prep for meeting.	0.30 Hrs	\$105.00
10/13/05	CAS	Obtain documents relating to Hendrick indictment via internet search and PACER account.	0.40 Hrs	\$36.00
10/13/05	RSB	Prepare for and attend extensive conference in office with Jim Roberts and Theo Tamborlane.	5.20 Hrs	\$1,820.00
TOTAL LEGAL SERVICES				\$2,346.00

### LEGAL SERVICES SUMMARY

Carolyn Smith	0.40 Hrs	90/hr	\$36.00
Robert S. Bonney, Jr.	6.60 Hrs	350/hr	\$2,310.00
Robert S. Bonney, Jr.	<u>0.20 Hrs</u>	350/hr	<u>No charge</u>
	7.20 Hrs		\$2,346.00

TOTAL THIS BILL \$2,346.00

Billing Dept: (732-462-7170 ext. 146)

IRS # 22-2874755

Payments received after the bill closing date will be reflected on your next bill.

*John D. Collins*  
10/31/05